

Serial No. 08/285,363



IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Patent Application

Inventor(s): Richard Alan Becker
Stephen Gregory Eick
Eileen O'Loughlin Miller
Allan R. Wilks

Case: 3-3-3-3Re

Serial No.: 08/285,363

Group Art Unit: 2412

Filing Date: August 3, 1994

Examiner: P. Nguyen

Title: Dynamic Graphical Analysis of Network Data

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D. C. 20231

SIR:

AMENDED DECLARATION AND POWER OF ATTORNEY

We, Richard Alan Becker, Stephen Gregory Eick, Eileen Allan R. Wilks, declare:

That we are citizens of the United States of America, United States of America, and Canada, respectively, and we reside in Mendham Township, Morris County, Naperville, DuPage County, Illinois, Essex County, and Scotch Plains, Union County, in the State of New Jersey, and New Jersey, respectively, and that we claim to be the original and joint inventors of the invention claimed in Letters Patent No. 5,136,690 and in Continuation Patent No. 672,740 filed March 21, 1991, for which invention we have applied for a patent, and that we do not know and do not believe that said invention was known or used in the United States of America before our invention.

That we believe that the Letters Patent No. 5,136,690 refiled as Continuation Patent Application Serial No. 672,740 filed March 2, 1994, which we hereby offer to surrender, are partly inoperative or invalid because they are claiming more or less than we had a right to claim. Specifically, the Letters Patent is deficient in the following ways: (a) Independent claims 2, 14 and 15 of the Letters Patent claimed invention in terms of displaying a line between a pair of nodes, the line is "formed from at least two segments, each of said segments being indicative of a level of quantifying the common, predetermined relationship between its associated node has with the other node" forming the respective nodes, whereas applicants' were further entitled to claim the invention in respect to "varying the thickness in said line" as the predetermined relationship "varied"; and (b) the dependent claims which depend from independent claims 2 and 14 further define the claimed invention in terms of different embodiments which include a "slider bar" tool, whereas applicants' were further entitled to claim the invention with respect to "slider bars" operative by the user for "controlling second thresholds defining a range of thresholds to control" the display of "symbols" and of erasing those symbols whose data values are not greater than a threshold established by slider bars;

That to adequately protect the invention, claims 33-38 should be included as indicated in the reissue application.

That the above-described insufficiencies occurred without intent on our part at the time that the original application was filed, but as a result of our not realizing that we were entitled to claims of the Letters Patent 33 through 38 and that these insufficiencies were discovered by Stephen G. Eick, in early 1994, in connection with a routine review of the aforementioned patent.

That the application for reissue of our patent was filed as same could be done after advising our counsel, Frederick B. Lull, of insufficiencies, who then immediately took steps to prepare and application for reissue.

That we have reviewed and understand the contents of the identified application, including the claims.

That we acknowledge the duty to disclose information which is the examination of this application in accordance with Title 37, Code of Federal Regulations, 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, 119, of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign applications for inventor's certificate having a filing date before that of the application for which priority is claimed:

None

We hereby claim the benefit under Title 35, United States Code, 112, of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior application in the manner provided by the first paragraph of Title 35, United States Code, 112, we acknowledge the duty to disclose material which became available between the filing date of the prior application or PCT international filing date of this application:

None

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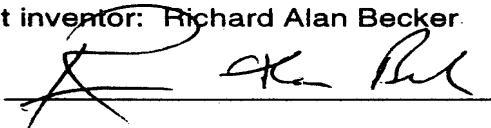

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We hereby declare that all statements made herein of our are true and that all statements made on information and belief are true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issued thereon.

We hereby appoint Ronald D. Slusky (Reg. No. 26585) and Luludis (Reg. No. 26299) severally our attorney(s), with full power and revocation, to prosecute said application, to make alteration and amendments therein, to receive the patent, and to transact all business with the Patent and Trademark Office connected therewith.

It is respectfully requested that all written communications to the Patent and Trademark Office in connection with this application be addressed to Ronald D. Slusky, Lucent Technologies Inc., 600 Mountain Avenue, New Jersey 07974-2070. Telephone calls should be made to Mr. Slusky at (908) 949-6008.

Full name of 1st joint inventor: Richard Alan Becker

Inventor's signature  Date 

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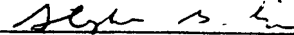
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Full name of 2nd joint inventor: Stephen G. Eick

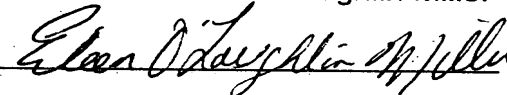
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